
SUBSTITUTE HOUSE BILL 3110

State of Washington 58th Legislature 2004 Regular Session

By House Committee on Education (originally sponsored by Representatives Cox, Haigh, Schoesler and Armstrong)

READ FIRST TIME 02/06/04.

1 AN ACT Relating to emergency school repair and renovation; amending
2 RCW 28A.515.320; adding a new section to chapter 28A.515 RCW; and
3 providing an effective date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.515
6 RCW to read as follows:

7 (1) The Washington emergency school repair and renovation grant
8 program is created to help class two school districts pay for
9 nonrecurring costs associated with urgent facilities repairs and
10 renovations necessary to address one or more of the following:

- 11 (a) Health and safety risks;
- 12 (b) Fire and building code deficiencies;
- 13 (c) Access for disabled students; and
- 14 (d) Asbestos abatement or removal.

15 (2) The types of urgent facilities repairs and renovations that may
16 be funded in a given year may be determined by any legislation
17 providing funds for the program.

18 (3) Through the program, the superintendent of public instruction

1 may provide grants to eligible school districts for the purposes in
2 subsection (1) of this section. The grants may address facility
3 components that include but need not be limited to:

- 4 (a) Fire alarm and fire sprinkler systems;
- 5 (b) Heating and ventilation or cooling systems;
- 6 (c) Roof membranes and structures;
- 7 (d) Window systems;
- 8 (e) Plumbing, sewage, or septic systems;
- 9 (f) Elevators and wheelchair lifts;
- 10 (g) Door and exiting systems;
- 11 (h) Foundations and floor finishes; and
- 12 (i) Electrical wiring.

13 (4) Funds for the program may not be used for ongoing costs or any
14 of the following purposes:

- 15 (a) Construction of new facilities;
- 16 (b) Stadiums or facilities used for athletics or exhibitions or
17 where admission is charged to the general public;
- 18 (c) Facility maintenance; or
- 19 (d) The cost of the grant application.

20 (5) The state board of education shall adopt rules and may adopt
21 guidelines for the program. The rules or guidelines, which shall be
22 adopted in consultation with the superintendent of public instruction:

23 (a) Shall provide first priority for small and rural school
24 districts that have attempted but not passed a school maintenance and
25 operation or school bond levy that included the purpose of the
26 requested grant;

27 (b) May include additional priorities that provide a determined
28 percentage of funds for high poverty school districts and small and
29 rural school districts not included in the first priority category;

30 (c) Shall include a definition of "small and rural school district"
31 and "high poverty school district";

32 (d) Shall include guidance on grant applications and awards,
33 participant selection, permissible use of grant funds, and project
34 accountability; and

35 (e) Shall permit a simple and streamlined application and reporting
36 process for program participants.

37 (6) The program shall be administered by the superintendent of
38 public instruction.

1 **Sec. 2.** RCW 28A.515.320 and 1996 c 186 s 503 are each amended to
2 read as follows:

3 The common school construction fund is to be used exclusively for
4 the purpose of financing the construction of facilities for the common
5 schools and for the purposes of section 1 of this act. The sources of
6 said fund shall be: (1) Those proceeds derived from sale or
7 appropriation of timber and other crops from school and state land
8 other than those granted for specific purposes; (2) the interest
9 accruing on the permanent common school fund less the allocations to
10 the state treasurer's service (~~(account-[fund])~~) fund pursuant to RCW
11 43.08.190 and the state investment board expense account pursuant to
12 RCW 43.33A.160 together with all rentals and other revenue derived
13 therefrom and from land and other property devoted to the permanent
14 common school fund; (3) all moneys received by the state from the
15 United States under the provisions of section 191, Title 30, United
16 States Code, Annotated, and under section 810, chapter 12, Title 16,
17 (Conservation), United States Code, Annotated, except moneys received
18 before June 30, 2001, and when thirty megawatts of geothermal power is
19 certified as commercially available by the receiving utilities and the
20 department of community, trade, and economic development, eighty
21 percent of such moneys, under the Geothermal Steam Act of 1970 pursuant
22 to RCW 43.140.030; and (4) such other sources as the legislature may
23 direct. That portion of the common school construction fund derived
24 from interest on the permanent common school fund may be used to retire
25 such bonds as may be authorized by law for the purpose of financing the
26 construction of facilities for the common schools.

27 The interest accruing on the permanent common school fund less the
28 allocations to the state treasurer's service fund pursuant to RCW
29 43.08.190 and the state investment board expense account pursuant to
30 RCW 43.33A.160 together with all rentals and other revenues accruing
31 thereto pursuant to subsection (2) of this section prior to July 1,
32 1967, shall be exclusively applied to the current use of the common
33 schools.

34 To the extent that the moneys in the common school construction
35 fund are in excess of the amount necessary to allow fulfillment of the
36 purpose of said fund, the excess shall be available for deposit to the
37 credit of the permanent common school fund or available for the current
38 use of the common schools, as the legislature may direct. Any money

1 from the common school construction fund (~~which~~) that is made
2 available for the current use of the common schools shall be restored
3 to the fund by appropriation, including interest income (~~foregone~~
4 ~~{forgone}~~) forgone, before the end of the next fiscal biennium
5 following such use.

6 NEW SECTION. **Sec. 3.** This act takes effect July 1, 2004.

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